

12-07-08

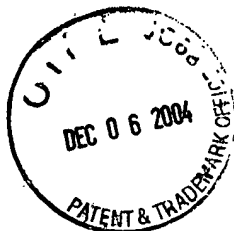


UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/711,226	09/02/2004	Burton G. Goldstein	1372.189.PRC

21901  
SMITH & HOPEN PA  
15950 BAY VISTA DRIVE  
SUITE 220  
CLEARWATER, FL 33760



CONFIRMATION NO. 5225  
FORMALITIES LETTER



\*OC000000013996358\*

Date Mailed: 10/04/2004

NOTICE TO FILE CORRECTED APPLICATION PAPERS

**Filing Date Granted**

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - The line spacing on the specification, claims, or abstract is not 1½ or double spaced (see 37 CFR 1.52(b)).

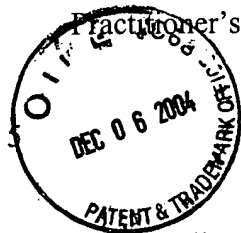
Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
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Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

*[Signature]*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Burton G. Goldstein )

Serial No.: 10/711,226 )

Filed: 09/02/2004 )

For: TOOL FOR REMOVING )  
INTRAOCULAR FOREIGN )  
BODIES )

Art Unit: 3763

Examiner: Unassigned

Confirmation No.: 5225

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION**

(filed under 37 C.F.R. § 1.53(b))

In response to the Notice to File Missing Parts of Nonprovisional Application mailed **October 4, 2004**, having a shortened statutory period for response set to expire **December 6, 2004**, applicant responds as follows:

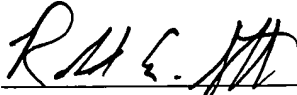
**ITEMS REQUIRED TO AVOID ABANDONMENT**

Applicant has submitted specification via electronic filing. The line spacing of the specification is dictated according to the software provided to the applicant by the Office. Applicant therefor cannot stipulate the distance between lines on the specification, claims, or abstract.

**CONCLUSION**

It is believed that the above response is completely responsive to the Notice to File Missing Parts of Nonprovisional Application mailed **October 4, 2004**.

Very respectfully,



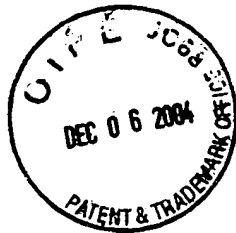
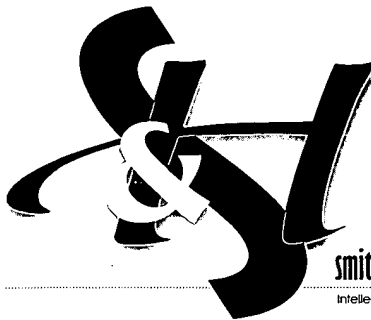
Ronald E. Smith  
Registration No. 28,761

Smith & Hopen, P.A.  
15950 Bay Vista Drive  
Suite 220  
Clearwater, FL 33760  
Our Ref.: 1372.189.PRC

**CERTIFICATE OF MAILING**  
(37 C.F.R. § 1.8)

I HEREBY CERTIFY that this correspondence is being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee," mailing Label No. EV505918354US, addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 6, 2004.

  
Charlene Morgan



**smith & hopen, p.a.**

Intellectual Property Law Patents Trademarks Copyrights

December 6, 2004

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Applicant: Burton G. Goldstein**  
**Serial No.: 10/711,226**  
**Filed: 09/02/2004**  
**For: Tool for Removing Intraocular Foreign Bodies**  
**Our Reference No.: 1372.189.PRC**

**Art Unit : 3763**  
**Examiner: Unassigned**  
**Confirmation No.: 5225**

Dear Sir:

Enclosed please find the following:

1. Notice to File Missing Parts of Nonprovisional Application filed under 37 C.F.R. 1.53(b) – (2 pages);
2. Response to Notice to File Missing Parts of Nonprovisional Application – (2 pages); and
3. Self-addressed and postage pre-paid post card to serve as a receipt for items 1 & 2.

Very respectfully,

**SMITH & HOPEN**

By: Ronald E. Smith  
*ron.smith@smithhopen.com*

RES/cm  
Encl.

**CERTIFICATE OF MAILING**  
(37 C.F.R. 1.8)

I HEREBY CERTIFY that this correspondence is being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee," mailing Label No. EV505918354US, addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 6, 2004.

Date: December 6, 2004

  
Charlene Morgan